

1 CHRISTOPHER S. RUHLAND (SBN 175054)
Email: christopher.ruhland@dechert.com
2 NATHAN M. MCCLELLAN (SBN 291435)
Email: nathan.mcclellan@dechert.com
3 ANNA DO (SBN 281327)
Email: anna.do@dechert.com
4 NICOLE C. DELGADO (SBN 307848)
Email: nicole.delgado@dechert.com
5 DECHERT LLP
US Bank Tower
6 633 West 5th Street, 37th Floor
Los Angeles, CA 90071-2013
7 Telephone: +1 213 808 5700
Facsimile: +1 213 808 5760
8

Attorneys for Plaintiff
Eferton DMCC

10 UNITED STATES DISTRICT COURT
11 CENTRAL DISTRICT OF CALIFORNIA
12

13 Eferton DMCC,
14 Plaintiff,
15 v.
16 Asia-Global Renewable Energy Corp.,
et al.,
17 Defendants.
18

Case No. 2:15-CV-9295-R-SP

CONSENT JUDGMENT

Hon. Manuel L. Real

1 Plaintiff Eferton DMCC (“Plaintiff”) filed its First Amended Complaint on
 2 June 30, 2016, asserting claims against defendants Asia-Global Renewable Energy
 3 Corp., DJL Mining LLC, and DJL Mining Corp. (the “DJL Defendants”) for (1)
 4 fraud; (2) civil conspiracy; (3) negligent misrepresentation; (4) breach of express
 5 warranty; and (5) violation of Cal. Bus. & Prof. Code § 17200 et seq.

6 A. Plaintiff and the DJL Defendants admit that the Court has jurisdiction
 7 over this action pursuant to 28 U.S.C. § 1332, and that venue lies in the United
 8 States District Court, Central District of California, pursuant to 28 U.S.C. § 1391(b)
 9 and (c).

10 B. Plaintiff and the DJL Defendants agree to the entry of this Consent
 11 Judgment. The parties further agree that this Consent Judgment, once entered, shall
 12 fully resolve all claims of Plaintiff asserted against the DJL Defendants in this
 13 lawsuit. This Consent Judgment is part of the parties’ settlement of this matter.

14 C. The DJL Defendants make no admissions to the allegations in the First
 15 Amended Complaint, other than to the jurisdictional facts.

16 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that:

17 1. Judgment in the amount of \$5,000,000 is hereby entered against the
 18 DJL Defendants for negligence. All of the counts contained in the First Amended
 19 Complaint against the DJL Defendants are dismissed with prejudice.

20 2. Plaintiff and the DJL Defendants shall each bear their own costs,
 21 expenses, and attorneys’ fees incurred in connection with any stage of this
 22 proceeding.

23 3. The DJL Defendants waive all rights to seek appellate review or
 24 otherwise challenge or contest the validity of this Consent Judgment.

25 4. This Consent Judgment is separate from the Default Judgment that this
 26 Court has ordered be entered as to Defendant Terry Hou. The DJL Defendants are

27 ///

28 ///

1 not jointly and severally liable with Terry Hou.

2 The Court directs the entry of this Consent Judgment as a final order.

3
4 Dated: December 16, 2016



5
6
7 UNITED STATES DISTRICT JUDGE

8 Entry of this Consent Judgment is
9 consented to by:

10 DECHERT LLP

11
12 /s/
13 Christopher S. Ruhland
14 *Counsel for Plaintiff Eferton DMCC*

15 BRYAN CAVE

16
17 /s/
18 Jonathan Fetterly
19 *Counsel for Defendants Asia-Global*
20 *Renewable Energy Corp., DJL Mining*
21 *Corp., and DJL Mining LLC*